



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ira J. Simon and Martin S. Simon

Serial No.: 10/821,316

Filed: April 8, 2004

Title: Anti-Vandal Door Lock Apparatus

Attorney Docket: 10384CONT

Group Art Unit: 3676

Examiner: Lloyd A. Gall

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO "NOTICE OF INFORMAL APPLICATION"**

Sir:

A Notice of Informal Application, a copy of which accompanies this Reply, was received by the undersigned attorney of record in this application. Although the Notice of Informal Application alleges a mailed date of 6/23/2004, such Notice was not received until 10/9/04 as part of an Office Action dated 10/6/04.

The Notice of Informal Application states "Proof of authority of the legal representative under 37 CFR 1.44" is required and should be submitted. The requirement is not completely understood and its withdrawal is requested, for the following reasons:

- (1) 37 CFR 1.44 was removed and reserved on 9/8/2000, and presently does not exist.
- (2) A legal representative (presumably for the deceased first-named applicant Ira J. Simon) is not involved in this application. This application is a continuation of Application Serial No. 09/917,019, and a copy of the fully executed Oath (Declaration) in the parent application was filed in the present continuation

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service on this date October 14, 2004 as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Executed at Los Angeles, California, on October 14, 2004

Margaret Switzer Margaret Switzer

application. A newly executed Oath was not required (or filed) in the present application, as permitted and in complete accordance with 37 CFR §1.63(d), so that a legal representative is not involved in the present application.

It may be further noted that the assignee of the entire interest in the parent application has intervened in that application and in the present continuation application. A Statement Under 37 CFR 3.73(b) was filed in the parent application, and a copy of such Statement was filed in the present continuation application, and the Power of Attorney in the present application was executed on behalf of the assignee of the entire interest Triangle Brass Manufacturing Company, Inc.

It is respectfully requested that the Office withdraw the "Notice of Informal Application", or that the requirement be clarified so that compliance may be implemented.

Respectfully submitted,

Date: October 14, 2004



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David Weiss  
Registration No. 24,803  
Customer No. 36396  
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INTELLECTUAL PROPERTY  
PATENTS TRADEMARKS

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October 14, 2004

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Sir:

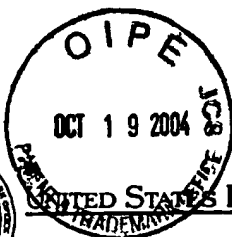
Enclosed is a "Reply to 'Notice of Informal Application'" for filing in the above-identified application, along with a copy of the "Notice of Informal Application". Please acknowledge receipt by date-stamping and returning the enclosed postcard.

Respectfully submitted,

David Weiss  
Registration No. 24,803  
Customer No. 36396  
Attorney of Record

DW:ms  
Enclosures

IFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,316	04/08/2004	Ira J. Simon	10384CONT

CONFIRMATION NO. 9714

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## FORMALITIES LETTER



\*OC000000013040017\*

Date Mailed: 06/23/2004

Received 10/9/04  
with OA dated  
10/6/04

## NOTICE OF INFORMAL APPLICATION

This application is considered to be informal since it does not comply with the regulations for the reason(s) indicated below. The period within to correct the informalities noted below and avoid abandonment is set in the accompanying Office action.

**Items Required To Avoid Processing Delays:**

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Proof of authority of the legal representative under 37 CFR 1.44.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY